

SAMUEL W. LEWIS,)	No. C 08-03934 JF (PR)
)	
Petitioner,)	ORDER GRANTING
)	CERTIFICATE OF
vs.)	APPEALABILITY
)	
BEN CURRY, Warden,)	
)	
Respondent.)	

The Court finds that jurists of reason would find it debatable whether Petitioner's right to due process was violated by the Board's decision denying him parole based upon

1 his claim that there is no evidence to support the Board's finding that he is unsuitable for
2 parole. Therefore, the request for a certificate of appealability is GRANTED.

3 The Clerk shall transmit the file, including a copy of this order, to the Court of
4 Appeals and close the file.

5 IT IS SO ORDERED.

6 DATED: 7/16/10


JEREMY FOGEL
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

SAMUEL W. LEWIS,

Petitioner,

v.

WARDEN BEN CURRY,

Respondent.

Case Number: CV08-03934 JF

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 7/26/10, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Samuel W. Lewis E05524
Correctional Training Facility
P.O. Box 689
Soledad, CA 93960-0689

Dated: 7/26/10

Richard W. Wieking, Clerk
By: Christine Allen, Deputy Clerk

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